IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 8TH NOVEMBER 2006 / 17TH KARTHIKA 1928

Bail Appl..No. 6481 of 2006

CRIME NO.547/2006 OF KAYAMKULAM POLICE STATION

PETITIONER:

HARIDASAN, S/O. CHELLAPPAN,
AGED 47, PALANNIYIL HOUSE, ERUVA PADINJARU,
PATHIYOOR, KAYAMKULAM.

BY ADV. SRI.K.R.SUNIL

RESPONDENTS:

SUB INSPECTOR OF POLICE,
KAYAMKULAM POLICE STATION, REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6481/2006

DATED THIS THE 8TH DAY OF NOVEMBER, 2006

O R D E R

The petitioner is the first accused in crime No.547/2006 of Kayamkulam Police Station, for the offence punishable under Sections 452, 354 and 323 IPC read with Section 34 IPC. He is before this Court for a pre-arrest order, as he apprehends arrest.

2. The prosecution alleges that accused Nos. 1 to 3 had trespassed into the house of the defacto complainant and assaulted her. The husband of the defacto complainant was also assaulted, by A1, kicking him. Hence, on the complaint, the case had been registered. The occurrence took place on 22.9.2006 at 8.00 p.m, in the house of the complainant.

3. I heard the arguments advanced by both sides. In the above facts situation, I direct the petitioner to surrender before the Investigating Officer, who is investigating crime No.547/2006 of Kayamkulam Police

Station, on 16.11.2006 between 9.30 a.m and 10.00 a.m.

4. The Investigating Officer shall interrogate the petitioner and thereafter, produce him before the Court below, according to the law.

5. The learned Magistrate shall allow the petitioner to be on bail, imposing such conditions, as are deemed necessary, so that there will not be any harassment or threat to the defacto complainant and her members of the family and the petitioner will be available before that Court, during the trial.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs